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1952. **File No.** APP 5852

B CLASS P. W **DEPARTMENT**
F **BRANCH**

Subject:— Employment of —
Honorary workers in
Civil Posts

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File No. APP 5852

Ed. Sect. Slip. 94 A F – Br

G.R., G. D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET

Subject :—

File No. APP 5852

P. W DEPT.

F BRANCH.

References :—

Copies from the original file B[illegible]

Date.	To whom sent.	Notes and instructions.

Copy of a letter from the Government of India, Ministry of Home Affairs, No. F.25/2/50-Ests., dated the 29thNovember·1951, addressed to All Chief Commissinners.

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Subject: Employment of honorary works in Civil posts.

I am directed to forward herewith, for information and guidance a copy of this Ministry's Office Memorandum No. 25/2/50-Ests, dated the 20th June 1951, on the subject mentioned above.

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No. 25/2/50-Ests. Dated the 29th November 1951.

Copy, with a copy of the enclosure, is forwarded to all Part A and Part B States for information.

By order,
Sd/-
Under Secretary to the Government of India.

*Copy
Accompaniment.

No. 25/2/50-Ests.
Government of India,
Ministry of Home Affairs.
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New Delhi, 2, the 20th June, 51

Office Memorandum.

Subject: Employment of honorary workers in Civil Posts.

Various questions have arisen from time to time in connection with the employment of honorary workers in civil posts. After careful consideration it has been decided that the following instructions should be laid down for the guidance of all concerned.

2. The basic principles to be adopted in this matter are:

i) Employment of honorary workers in civil posts should be an exeeptional procedure to be resorted to only in abnormal circumstances or when suitable paid empleyees are not available.

ii) Honorary employment should be offered only to such persons as have rendered meritorious services or are eminent in public life and have a strinking reputation for integrity.

iii) Services of an honorary workers should be uti-lised only in an advisory capacity. The work to be ent-rusted to him should not be such as would involve exer-cise of executive, administrative, or judicial powers as the holder of a civil post or exercise of authority in the name or on behalf, of Government.

iv) An honorary worker should be paid a nominal salary of Re1/- per month in respect of the civil post the duties of which he is required to perform. This is necessary in order to bring him within the ambit of the Government Servants Conduct Rules and other service rules.
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An honorary workers need not, however, actually draw such nominal salary and may be writing to the Accounts Officer concerned valuntarily surrender it. For the purposes of official records, however, such nominal salary must be fixed and specified in the order of appointment.

v) All honorary workers should authmatically and propriovigore be subject to the provisions of the Indian Official Secrets Act, 1923. They need not be required to sign any declaration in this connection, but the po-sition should expressly be made clear to each honorary worker at the time of his appointment.

3. It is realised that strict enforcement of the above principles may present practical difficulties in individual cases. For example, it may not be necessary to enforce the requirements of clause (iii) in paragraph 2 above in the case of persons who have previously held a high office under Government. Again, honorary workers who are prominent in the public or political life of the contry cannot peasonably be expected to sever their infelong association with the political parties to which they belong; as a working arrangement therefore rules 18.20 and 23 of the Government Servants Conduct Rules Ought not to be enforced against such persons in so far as par-ticipation in politicals is concerned, In all other respects, however, such persons should be governed by the provisions of the Government Servants Conduct Rules.

4. In the case of the employment of members of Parli-ment in an honorary capacity it is necessary to ensure that such employment does not amount to holding an office of profit under Artical 102(1)(a) of the Constitution. In such cases the requirements of clause (iii) in para graph 2 above sho ld be strictly adhered to while the requirements of clause (iv) should not be enforced at all. The instructions issued in the Ministry of Law's office Memorandum No. F. 55(1)/50-C, dated the 6th February 1951, regarding the payment of allowances and fees to Members of Parliament should also be carefully borne in mind.

5. All proposals for the employment of honorary wor-kers in civil posts as well as all proposals for exec-ptional treatment in case in which the Ministry concerned consider that the requirementsof any of the basic princi-ples laid down in paragraph 2 above should be relaxed should be referred to the Ministry of Home Affairs for prior concurrence.

6. It should be made clear to honorary workers at the time of their appointment that there is no obligation o n the part of Government to provide them with residential accommodation or any other concessions usually allowed to salaried employees of Government. Each such case would be treated on its merits. Accommodation, furniture etc, may be made available if justified and to the extent it can be done without detriment to Government's commitments to salaried employees.

7. A copy of this Office Memorandum should communic-ated to every honorary worker along with the orders of his appointment.

8. The Ministry of Finance etc. are requested to note these.....

these instructions and communicate them to their Attached and Subordinate Offices for guidance. They are also requested to examine the cases of any honorary workers at present employed under them or in their Attached or Subordinate offices with a view to ensure compliance with these instructions.

9. These instructions supersede the orders contained in the late Home Department Office Memorandum No. 50/15/39-Public , dated the 24th October 1939.

Sd/- S.B. Bapat.
Joint Secretary to the Government of India.

No. 9890/46-D.
Political and Services Department.
Bombay Castle, 20th February 1952.

forwarded with compliments for information to - -

The Secretary to the Governor,
The Secretary to the Honourable the Chief Minister.
All Departments of the Secretariat(except the Separate Department).

2. All Departments of the Secretariat(except the Separate Department) are requested to note the instructions contained in the Office Memorandum of the Government of India, Ministry of Home Affairs, No. 25/2/50-Es dated the 20th June 1951 for guidance if and when any question regarding the appointment of any honorary workers in a civil post arises so far as they are respectively concerned.

By order of the Governor of Bombay,
M.D. Bhat,
Chief Secretary to the Government of Bombay, Political and Services Deptt.

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No. APP 5852 F. Public Works Department,
Bombay Castle(Bombay No. 1).
19th March 1952.

Copies forwarded to - -
the Chief Engineer, Bombay Electric Grid,
The Superintending Engineers of Circles,
the Public Health Engineers to Government
The Electrical Engineer to Government,
the Architect to Government,
the Port Officer and Harbour Master, Okha,
the Director, Development Department Dhawls,
for information and guidance.

By order of the Governor of Bombay,
Sd/-(J.M. Dave),
Assistant Secretary to the Government of Bombay, Public Works Department.

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W.W.W./-